

STATE OF CALIFORNIA
THE RESOURCES AGENCY
THE RECLAMATION BOARD

RESOLUTION NO. 06-08

GENERAL DELEGATION OF AUTHORITY

WHEREAS, The Reclamation Board (Board), pursuant to Division 5 of the Water Code, is charged with a number of powers, duties, purposes, responsibilities and jurisdiction for flood control, and reclamation within the Central Valley; and

WHEREAS, a major part of the Board's work is performed by personnel of the Department of Water Resources (DWR); and

WHEREAS, the flood control program of the Board is vital to the safety and well being of the people of the Central Valley and the economic health of the State as a whole; and

WHEREAS, partial delegation of the Board's authority is necessary in order to allow staff work to proceed and is authorized by Board regulations; and

WHEREAS, the General Manager is responsible to the Board for the operational conduct of the flood control program in accordance with the policies and procedures of the Board.

NOW, THEREFORE, LET IT BE RESOLVED, THAT:

1. All previous delegations of authority to the General Manager are hereby rescinded;
2. Authorities of the Board not delegated below are reserved to the Board;
3. The following delegations of Board authority are hereby made to the General Manager with the authority to re-delegate:
 - A. Communication with the Director of DWR or designee in carrying out the delegations granted herein regarding the staff assistance to the Board provided by DWR. It is the intent of the Board that the General Manager perform liaison between the Board and DWR, and will make such recommendations to the Board as deemed advisable on matters transmitted to the Board by DWR. It is further the intent of the Board that the General Manager will not directly supervise the work done by DWR but will transmit Board policies and directives to the Director of DWR or designee; and
 - B. Interpretation of Board policy. If clarification of such policy is required, the matter shall be brought before the Board; and
 - C. Certification of right of way to the U.S. Corps of Engineers (Corps); and
 - D. Scheduling of work with the Corps, in coordination with DWR, to meet program commitments within budgetary limitations; and

- E. Approval of plans and specifications for all construction work accomplished on behalf of the Board; and
- F. Execution of contracts involving services for the Board, including service contracts, relocation agreements, joint use agreements, consents to common use, and conveyance of Board interests in real property after approval by the Board; and
- G. Execution of agreements involving flood emergency work; and
- H. Consent to and execution of written acceptance of deeds and grants conveying interests in real property to the Board required for projects approved by the Board; and
- I. Approval of procedures to effectuate Board policy in the most efficient and economical manner. This will be accomplished jointly with DWR in the areas of its assigned responsibilities; and
- J. The authority to direct the initiation of an initial study, negative declaration; or environmental impact report; and
- K. The authority to establish or waive fees and deposits for the preparation of initial studies, negative declarations, environmental impact reports, and other environmental analyses; and
- L. The authority to make any environmental determination required for the issuance of a temporary encroachment permit; and
- M. The authority to make environmental determinations required to process a transfer of an encroachment permit from one applicant to another; where:
 - (1) A facility has been completed under an existing permit and no changes are contemplated by the new owner; or
 - (2) A facility is partially completed and there will be no change in original plans; or
 - (3) No work has been done under the original plan and the new owner will follow that plan; and
- N. The authority to approve plans and permits as described in Article 7, Chapter 3, Part 4 of Division 5 of the Water Code, except for the following:
 - (1) Contested or controversial applications; and
 - (2) Applications for surface mining except extensions of time for existing operations; and
 - (3) Applications for bike trails and levees; and

- (4) Applications not consistent with Board standards; and
 - (5) Any actions involving significant policy considerations; and
 - O. The authority to issue a license for encroachments onto Board land where the General Manager has the authority to approve the encroachment.
4. The General Manager shall report at each Board meeting on the exercise of any authority delegated by this Resolution.

DATED: March 17, 2006

THE RECLAMATION BOARD OF THE
STATE OF CALIFORNIA

President

Secretary

APPROVED AS TO LEGAL
FORM AND SUFFICIENCY

Scott R. Morgan, Counsel